

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

December 10, 2012

Mr. Michael Guernsey
(Address withheld)
(Address withheld)

Re: **WARNING NOTICE**
Amateur Radio License KZ8O
EB-FIELDNER-12-00005625

Dear Mr. Guernsey:

On Thursday, December 6, 2012, you were heard by staff at the Commission's monitoring station causing intentional interference to other stations operating in proximity to your desired operating frequency of 14.313 MHz.

On December 6, 2012, at 1253 UTC, a group of German amateur operators were attempting to establish communications with a Spanish operator on 14.313 MHz. While the group was transmitting, you began broadcasting on top of them in an apparent attempt to interfere with their ongoing communications, despite repeated attempts on their part to inform you that the frequency was in use. An employee of the Commission used direction finding equipment and confirmed the interfering transmissions were coming from your location. The employee recorded the offending transmissions, and provided undersigned counsel with recordings of the incident in question. Should you desire a copy of the recording, one will be made available to you.

This incident constitutes deliberate interference and retransmitting in violation of the Commission's rules. Your operation as described above is contrary to the basis and purpose of the amateur radio service as set out in Section 97.1 and is a violation of Section 97.113(5)(b) of the Commission's rules.¹ Please be advised that the Commission expects you to abide by its rules. This letter serves as notice that, if operation of this type reoccurs after receipt of this letter, you could be subject to severe penalties, including license revocation, monetary forfeiture (fines),² or a modification proceeding to restrict

¹ See 47 C.F.R. §§ 97.1 and 113(5)(b).

² Fines normally range from \$7,500 to \$10,000.

the frequencies upon which you may operate.

Sincerely,

Laura L. Smith, Esq.
Special Counsel
Enforcement Bureau

Cc: Detroit Field Office
Northeast Regional Director